Case 1:21-cv-02587-AS-SLC Document 6 Filed 04/30/21 Page 1 of 3 UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK 1:21-CV-02587-GHW Index No. 03/29/2021 Calendar No. JOHN P. "JACK" FLYNN et al. Plaintiff(s) Petitioner(s) ~ AFFIDAVIT against OFCABLE NEWS NETWORK, INC. SERVICEDefendant)s) Respondent(s) STATE OF DELAWARE, COUNTY OF: NEW CASTLE Ss.: The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at Wilmington, DE 2:45 P .M., at C/O THE CORPORATION TRUST COMPANY, 1209 ORANGE STREET, WILMINGTON, DE 19801 On 04/29/2021 deponent served the within summons and complaint ☐ subpoena duces tecum ☑ JURY TRIAL DEMANDED ☐ citation on **☒** defendant ☐ witness hereinafter called therein CABLE NEWS NETWORK, INC. respondent the recipient lamed by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as INDIVIDUAL ı. 🔲 said recipient therein. corporation, by delivering thereat a true copy of each to **DELAWARE** CORPORATION AMY MCLAREN $_{2}$ personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be MANAGING AGENT thereof by delivering thereat a true copy of each to a person of suitable age and SUITABLE discretion. Said premises is recipient's actual place of business a dwelling place usual place of abode within the state. AGE PERSON by affixing a true copy of each to the door of said premises, which is recipient's \(\Boxed{\Boxes}\) actual place of business \(\Doxed{\Boxes}\) dwelling place з. 🔲 usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age AFFIXING TO and discretion, thereat, having called there DOOR, ETC. MAILING TO Deponent talked to at said premises who stated that recipient \(\square\$ lived \(\square\$ worked there. RESIDENCE Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient USE WITH 3 OR 4 at recipient's last known residence, at and deposited said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly MAILING TO BUSINESS addressed to recipient at recipient's actual place of business, at USE WITH 3 OR 4 5B. L in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof. by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient. ▼ White Skin □ 14-20 Yrs. DESCRIPTION ☐ Male ☐ Black Hair White Hair Under 5' ☐ Under 100 Lbs. X 5'0"-5'3" ▼ Female П Black Skin Brown Hair Balding ☐ 21-35 Yrs. 100-130 Lbs. **⋈** 36-50 Yrs. ▼ 5'4"-5'8" ☐ Yellow Skin Blonde Hair Mustache ■ 131-160 Lbs. □ 5'9"-6'0" ☐ Brown Skin ☐ Gray Hair Beard ☐ 51-65 Yrs. 161-200 Lbs. ☐ Red Hair Glasses Over 65 Yrs. [- I Over 6' □ Red Skin ☐ Over 200 Lbs. Other identifying features: П WITNESS ☐ was paid (tendered) to the recipient the authorizing traveling expenses FEES \$ and one days' witness fee: was mailed to the witness with subpeona copy. I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information MILITARY and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not SERVICE in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on 04/29/2021

| My Commission Expires | August 25, 2022 | DENORRIS BRITT

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Civil Action No.

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PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

vas it	ceived by me on (date)	04/29/2021				
	☐ I personally serve	ed the summons on the individual at (place)				
		on (date), or				
	☐ I left the summor	☐ I left the summons at the individual's residence or usual place of abode with (name)				
	, a person of suitable age and discretion who resides there,					
	on (date)	, and mailed a copy to the individual's last known address; or				
	☑ I served the sum	mons on (name of individual) AMY MCLAREN (MANAGING AGENT) , who is				
	designated by law to accept service of process on behalf of (name of organization) CABLE NEWS NETWORK, INC.					
	C/O THE CORPORATION TRUST	COMPANY, 1209 ORANGE STREET, WILMINGTON, DE 19801 ON (date) 04/29/2021 AT 2:45 PM				
	☐ I returned the sur	mmons unexecuted because, or				
	Other (specify):					
	(·r· 3))					
	_					
	My fees are \$	for travel and \$ for services, for a total of \$				
	My fees are \$	for travel and \$ for services, for a total of \$				
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Date:	I declare under pena	Server's signature DENORRIS BRITT PROCESS SERVER Printed name and title				
Oate:	I declare under pena	alty of perjury that this information is true. Server's signature DENORRIS BRITT PROCESS SERVER				
Date:	I declare under pena	Server's signature DENORRIS BRITT PROCESS SERVER Printed name and title BRANDYWINE PROCESS SERVERS, LTD., PO BOX 1360,				
	I declare under pena	Server's signature DENORRIS BRITT PROCESS SERVER Printed name and title BRANDYWINE PROCESS SERVERS, LTD., PO BOX 1360, WILMINGTON, DE 19899 Server's address				
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UNITED STATES DISTRICT COURT

for the

Sou	them District of New York	
JOHN P. "JACK" FLYNN et al.)))	
Plaintiff(s))	
v.	Civil Action No. 1:21-cv-02587-GHW	
CABLE NEWS NETWORK, INC.))))	
Defendant(s)		
SUM	MONS IN A CIVIL ACTION	
To: (Defendant's name and address) Cable News Network, Inc. c/o Corporation Trust Company, Registered Agent Corporation Trust Center 1209 Orange Street Wilmington, Delaware 19801		

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Jeremy Zenilman, Esquire

336 East 77th Street #9 New York, New York 10075

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:	3/29/2021		/s./ D. Howis
		TES DISTO.	Signature of Clerk or Deputy Clerk